# Exhibit

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## IN THE UNITED STATES DISTRICT COURT EASTERN DISTRICT OF ARKANSAS WESTERN DIVISION

DONALD C. ERBACH, JR., and STEPHANIE S. STREETT, husband and wife, individually, and on behalf of all others similarly situated

**PLAINTIFFS** 

v.

No. 4:07CV01112 JLH

SPIN MASTER, LTD., and SPIN MASTER, INC.

**DEFENDANTS** 

#### **ORDER**

Defendants' motion for enlargement of time to respond to plaintiffs' summons and complaint and for a temporary stay of proceedings is GRANTED. Document #12. This action is hereby stayed and the time for defendants to respond to plaintiffs' summons and complaint is extended to 30 days following the determination by the panel on multi-district litigation whether to grant the motion, which is to be filed by the defendants in this case, and to assign this case and others similarly situated to a single court for coordinated pre-trial proceedings.

IT IS SO ORDERED this 9th day of January, 2008.

J. KEON HOLMES

UNITED STATES DISTRICT JUDGE

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# UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF TEXAS **DALLAS DIVISION**

ERIC K. BOTSCH, individually and on	)	
behalf of a class of all others similarly	)	
situated,	)	
	)	CIVIL ACTION NO.
Plaintiff,	)	
	)	3:07-CV-1948-G
VS.	)	
	)	ECF
SPIN MASTER, LTD., and	)	
SPIN MASTER, INC.,	)	
	)	
Defendants.	)	

### <u>ORDER</u>

The motion of defendants Spin Master, Ltd. and Spin Master, Inc. to stay all proceedings pending transfer decision by the Judicial Panel on Multidistrict Litigation is GRANTED. Therefore, all proceedings in the above-captioned case are STAYED pending transfer decision by the Judicial Panel on Multidistrict Litigation.

SO ORDERED.

January 23, 2008.

Senior United States District Judge